

IN THE SUPREME COURT OF THE STATE OF DELAWARE

HERBERT J. HIGGINS, JR.,	§
	§ No. 132, 2011
Defendant Below-	§
Appellant,	§
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for Sussex County
	§ Cr. ID 0710033913
Plaintiff Below-	§
Appellee.	§

Submitted: March 31, 2011

Decided: April 12, 2011

ORDER

This 12th day of April 2011, it appears to the Court that, on March 17, 2011, the Senior Court Clerk issued a notice to appellant to show cause why this appeal should not be dismissed for his failure to file his notice of appeal in a timely manner. The appellant has failed to respond to the notice to show cause within the required ten-day period; therefore, dismissal of this action is deemed to be unopposed.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Supreme Court Rules 3(b) and 29(b), that the within appeal is DISMISSED.

BY THE COURT:

/s/ Myron T. Steele
Chief Justice